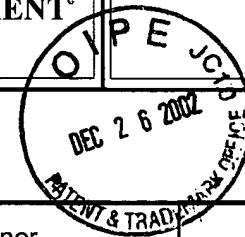


**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
PES-0040



In Re Application Of: Molter, et al.

Serial No.	Filing Date	Examiner	Group Art Unit
09/965,679	September 27, 2001		1745

Title: APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE  
ACTIVE AREA OF AN ELECTROCHEMICAL CELL

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TC 1700

Address to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

**37 CFR 1.97(b)**

1.  The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2.  The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

the statement specified in 37 CFR 1.97(e);

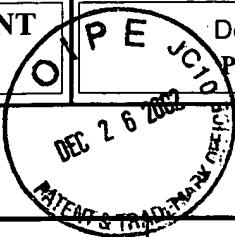
OR

the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
 (Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
 PES-0040

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Serial No.

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**APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE  
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**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of \_\_\_\_\_ is attached.
- The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 06-1130 as described below. A duplicate copy of this sheet is enclosed.
  - Charge the amount of \_\_\_\_\_
  - Credit any overpayment.
  - Charge any additional fee required.

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\*This certificate may only be used if paying by deposit account.

*Pamela J. Curbelo*  
 Signature  
 Pamela J. Curbelo  
 Registration No. 34,676  
 Customer No. 23462  
 Phone No. (860) 286-2929

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*Tra cy A. Sweatt*  
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Tra cy A. Sweatt

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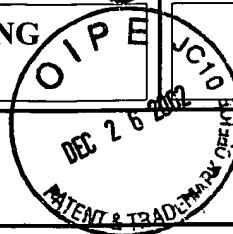
Dated: December 20, 2002

CC:

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
PES-0040

In Re Application Of: Molter, et al.



Serial No.  
09/965,679

Filing Date  
September 27, 2001

Examiner

Group Art Unit  
1745

**Invention: APPARATUS AND METHOD FOR MAINTAINING COMPRESSION OF THE  
ACTIVE AREA OF AN ELECTROCHEMICAL CELL**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

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DEC 30 2002  
TC 1700*

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

**Statement Under 37 CFR 1.97(e)(1)**

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

**Statement Under 37 CFR 1.97(e)(2)**

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

*Pamela J. Curbelo*  
Signature

Pamela J. Curbelo  
Registration No. 34,676  
Customer No. 23462  
Phone No. (860) 286-2929

Dated: December 20, 2002

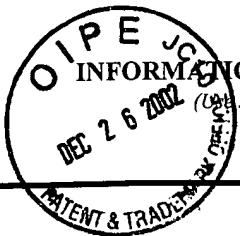
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*Tracy A. Sweatt*  
Signature of Person Mailing Correspondence

Tracy A. Sweatt  
Typed or Printed Name of Person Mailing Correspondence

cc:



 <p>INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)</p>				Docket Number (Optional) PES-0040	Application Number 09/965,679		
				Applicant(s) <b>Molter, et al.</b>			
				Filing Date <b>September 27, 2001</b>	Group Art Unit <b>1745</b>		
<b>U.S. PATENT DOCUMENTS</b>							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4,225,654	9/30/1980	Tajima, et al.	429	34	5/7/1979
		5,009,968	4/23/1991	Guthrie, et al.	429	26	9/8/1989
		5,324,565	6/28/1994	Leonida, et al.	428	131	12/17/1992
		2002/0022173	2/21/2002	Molter, et al.	429	37	7/20/2001
<b>FOREIGN PATENT DOCUMENTS</b>							
REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	WO 00/39362	06.07.00	PCT				
	DE 200 08 539	08.04.00	Germany				
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
		International Search Report. Mailing Date November 10, 2002. 7 pages.					
EXAMINER				DATE CONSIDERED			

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.